

REMARKS**I. Response to Rejections under 35 USC § 112:**

At pages 2-3 of the Office Action, claims 1-26 are rejected under 35 U.S.C. 112, first paragraph, as failing to comply with the written description requirement. In particular, at page 2 of the Office Action, the Examiner asserts that "building a composite context model of all the physical devices by examining current location information of each physical device, other persons, places and objects located proximate to each physical device, and current, past, and present behavioral information of the user with each physical device" and, at page 3 of the Office Action, that "training the computer system based on the composite context model to dynamically select", was not described in the original specification. The Examiner further asserts that the limitation "training the computer system" is not mentioned in the original disclosure.

The Applicants respectfully traverse the rejection and submit that the disclosure does enable the subject matter of the claimed invention. Namely, at paragraph [0010] there is disclosed "By examining the user's behavior, his location, who and what is near his location and his recent activities such as, for example, what is planned in his diary and other information sources, an avatar may be selected which fits a given situation". Further, at paragraph [0016] there is disclosed "The context determining system integrates information from all the devices belonging to an individual, to build a richer composite model of their state".

Although the specification may not disclose the precise language of the claims, the Examiner is reminded that patent applications are written for persons familiar with the relevant field and the patentee is not required to include in the specification specific details *so long as the concept is readily understood by practitioners*. Otherwise, every patent would be written as a comprehensive tutorial and treatise for the generalist, instead of a concise statement for persons in the field. **Verve LLC v. Crane Cams Inc.**, 311 F.3d 1116, 65 USPQ 2d 1051, 1053-54 (Fed. Cir. 2002).

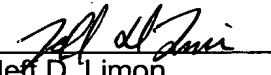
The Applicant respectfully submits that it is well settled that when rejecting a claim under the enablement requirement of § 112, the Examiner bears an initial burden of setting forth a reasonable explanation as to why he believes that the scope of protection provided by the claim is not adequately enabled by the description of the invention provided in the specification of the application; this includes, of course, providing sufficient reasons for doubting any assertions in the specification as to the scope of enablement. The Examiner must give a detailed explanation, which he has not and cannot, supported by the record as a whole, why the specification is not enabling, including a showing that the disclosure entails undue experimentation. In re Wright, 27 USPQ 2d 1510, 1513 (Fed. Cir. 1993). In re Angstadt, 190 USPQ 214, 219 (C.C.P.A. 1976).

Examiners can only reasonably doubt an invention's asserted utility if the written description "suggests an inherently unbelievable undertaking or involves implausible scientific principles," which is clearly not the case here. In re Cortright, 49 USPQ 2d 1464, 1466 (Fed. Cir. 1999). Last, the court in Enzo Biochem, Inc. v. Calgene, Inc., 52 USPQ 2d 1129, 1135-36 (Fed. Cir. 1999) concluded that a patent specification complies with the statute even if a "reasonable" amount of routine experimentation is required in order to practice a claimed invention, as long as the experimentation is not undue. As such, for these reasons, the Applicant respectfully submits that the rejection should be withdrawn because the claims are enabled and comply with 35 U.S.C. 112, first paragraph.

II. Additional Fees:

It is not believed that additional fees are due at this time; however, if any additional fee is required in connection with the filing of this Amendment, please charge the fee to Deposit Account No. 08-2025.

Respectfully Submitted,
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